Attachment 2

Applicant's Amendments to Draft Resource Consent Conditions (Section 70 Comments Version dated 28 September 2026)

Note: the track changes in this document only identify changes to the Expert Panel's Draft Decision (clean) version of conditions issued on 14 September 2026, with a comment to explain the reason for the change.

Auckland Council Reference	BUN60464166 – council administrative reference for the bundled consents listed below. LUC60464167 – earthworks and vegetation clearance land use activities (section 9(2); and earthworks on contaminated land (NES-CS and section 9(1)) LUS60464168 – watercourse works (NES-FW and sections 13 and 14) DIS60464169 – stormwater diversion and discharge (section 15) DIS60469034 – discharge of contaminants to land (section 15)
Applicant:	Department of Corrections
Determination Date:	~~TBC~~ 6 October 2026
Lapse Date	10 years from determination date (under Schedule 5, clause 26 of the Fast-track Approvals Act 2024)
Duration and Expiry Date	For riparian vegetation clearance and earthworks activities, pursuant to Section 9(2) of the Resource Management Act 1991 (LUC60464167): ~~15 years from date of commencement~~ 6 October 2041 For disturbance to contaminated land pursuant to Section 9(1) of the Resource Management Act (LUC60464167): ~~15 years from the date of commencement~~ 6 October 2041 For works within a stream involving stream reclamation and associated disturbance pursuant to Sections 13 and 14 of the Resource Management Act 1991 (LUS60464168): ~~15 years from date of commencement~~ 6 October 2041 For discharge of contaminants during disturbance pursuant to Section 15 of the Resource Management Act 1991 (DIS60469034): ~~15 years from date of commencement~~ 6 October 2041 For stormwater diversion and discharge pursuant to sections 9(2), 14 and 15 of the Resource Management Act 1991 (DIS60464169): ~~35 years from date of commencement~~ 6 October 2061
Proposal	To extend the piping of watercourses (watercourses 1 and 2) and associated works to enable new facilities associated with capacity increase at Auckland Prison, Pāremoremo.
Location	530 Pāremoremo Road, Pāremoremo (Lot 4 DP 24508, Sect 1 SO 476557, Sect 3 SO 476557, Sect 2 SO 476557).

Definitions
Watercourse 1 – Permanent stream as shown on the Ecology Map prepared by Boffa Miskell (**Volume 3, Appendix 3A, Figure 3**).
Watercourse 2 – Intermittent stream and modified natural channel as shown on the Ecology Map prepared by Boffa Miskell (**Volume 3, Appendix 3A, Figure 3**)

Formatted: Font: 9 pt

Formatted: Font: 9 pt

Formatted: Font: 9 pt

Commented [JC1]: Added expiry dates (consistent with the 15 year / 35 year duration of consent) to align with Auckland Council standard approach and make it easier for Auckland Council compliance officers to determine expiry.

Commented [JC2]: Added reference numbers for ease of compliance as discussed and agreed with Auckland Council.

Condition No.	Condition
	BUN60464166 **Conditions applying to all consents** **General conditions that apply to all activities including general earthworks, riparian vegetation clearance, watercourse works (including stream diversion and reclamation and associated works within a stream), stormwater diversion and discharge, earthworks on contaminated land and discharge of contaminants from contaminated land.**
~~BUN~~01	**Activity in general accordance with plans** (a) The proposed watercourse works (stream diversion and reclamation, and associated vegetation clearance, general earthworks, earthworks on contaminated land, discharge of contaminants, stormwater diversion and discharge and groundwater activities) must be carried out in general accordance with the plans and all information submitted with the application, detailed below, and all referenced as consent numbers BUN60464166, LUC60464167, LUS60464168, DIS60469034, and DIS60464169. (b) Notwithstanding ~~BUN01(1),~~clause (a) where there is a conflict between the documentation listed below, and the specific requirements of a subsequent consent condition listed below, the subsequent consent condition prevails.

Title of Plan	Drawing Reference	Prepared by	Revision	Date
Location of Watercourse Works	N/A	Boffa Miskell Limited	A	11.03.26
Indicative Extent of Earthworks for Watercourse Works	N/A	Boffa Miskell Limited	A	09.03.26
Watercourse 1 and Watercourse 2 – Existing Layout	528563-W100-DRG-CC-0100	Aurecon	A	21.01.26
Civil Design – Overall Cut Fill Plan	528563-W100-DRG-CC-0300	Aurecon	A	21.01.26
Civil Design – Cut Fill Plan Watercourse 1	528563-W100-DRG-CC-0301	Aurecon	A	21.01.26
Civil Design – Cut Fill Plan Watercourse 2	W100-DRG-CC-0302	Aurecon	A	21.01.26

Commented [JC3]: We have renumbered the conditions without the reference numbers as discussed and agreed with Auckland Council.

Commented [JC4]: Addition to align with the reference to 'general accordance' in condition 01, clause (a) below.

Civil Watercourse 1 and 2 Stormwater Section View	528563-W100- DRG-CC-0370	Aurecon	A	21.01.26
Overall Watercourse 1 and 2 Stormwater Plan	528563-W100- DRG-CC-0700	Aurecon	A	21.01.26
Civil Watercourse 1 Stormwater Plan	528563-W100- DRG-CC-0701	Aurecon	A	02.10.2025
Civil Watercourse 2 Stormwater Plan	528563-W100- DRG-CC-0702	Aurecon	A	21.01.26
Civil Watercourse 1 and 2 Stormwater Section View	528563-W100-DRG-CC-703	Aurecon	A	21.01.2026
Watercourse 1 Long section	528563-W100- DRG-CC-0771	Aurecon	A	21.01.26
Watercourse 2 Long section	528563-W100- DRG-CC-0772	Aurecon	A	21.01.26
Standard Details Stormwater Manhole	528563-W100- DRG-CC-0773	Aurecon	A	21.01.26
Pipe Embedments – Standard Embedment for Concrete Pipes	528563-W100- DRG-CC-0774	Aurecon	A	21.01.26

Title of Report	**Prepared by**	**Revision**	**Date**
Assessment of Ecological Effects: Reclamation of Watercourses and riparian vegetation clearance	Boffa Miskell Limited	Final	26.03.26
Auckland Prison Capacity Increase Extension of Pipes at Watercourses –	Aurecon	2	26.03.2026

Engineering Design Report			
Ecological Management Plan (EcMP)	Boffa Miskell	Final	26.03.2026
Landscape Enhancement and Ecological Implementation and Management Plan (LEIMP)	Boffa Miskell	Final	26.03.2026
Earthworks and Contamination Management Plan (ECMP)	Aurecon	Final	26.03.2026

~~BUN~~02

Pre-start meeting:

Prior to the commencement of works that are the subject of these resource consents, the consent holder must hold a pre-start meeting that:

(a) is located on the subject site;

(b) is scheduled **not less than five working days** before the anticipated commencement of watercourse works;

(c) invites Auckland Council Compliance Monitoring staff; and

(d) includes representatives from the contractors who will undertake the works.

The meeting must discuss the methodologies for each activity (works within a stream, stream reclamation, construction of stormwater discharge and diversion, riparian vegetation clearance or earthworks) and must ensure all relevant parties are aware of and familiar with the necessary conditions of these consents.

The following information must be made available at the pre-start meeting:

(e) Timeframes for key stages of the works authorised under these consents.

(f) Resource consent conditions (for each relevant resource consent).

(g) Timeframes for key stages of the works authorised under relevant consents.

(h) Earthworks and Contamination Management Plan.

(i) Erosion and Sediment Control Plan.

(j) Construction Traffic Management Plan.

(k) Contact details of the site contractor and site stormwater engineer.

(l) Finalised Watercourse Works Methodology.

(m) Landscape Enhancement and Ecological Implementation and Management Plan (LEIMP).

(n) Ecological Management Plan including Native Fish Capture and Relocation Plan, Native Bird Management Plan and Bat Management Plan.

A pre-start meeting must be held prior to the commencement of any works authorised under these consents.

Advice Note:

To arrange the pre-start meeting required please contact the Council on monitoring@aucklandcouncil.govt.nz, or 09 301 01 01. The conditions of consent should be discussed at

	this meeting. All additional information required by the Council should be provided 2 days prior to the meeting.
~~BUN0~~32~~A~~	**Monitoring Deposit** The consent holder must pay the council an initial consent compliance monitoring charge of $3000 (inclusive of GST), plus any further monitoring charge or charges to recover the actual and reasonable costs incurred to ensure compliance with the conditions attached to this consent. ***Advice Note:*** *The initial monitoring deposit is to cover the cost of inspecting the site, carrying out tests, reviewing conditions, updating files, etc., all being work to ensure compliance with the resource consent(s). In order to recover actual and reasonable costs, monitoring of conditions, in excess of those covered by the deposit, must be charged at the relevant hourly rate applicable at the time. The consent holder will be advised of the further monitoring charge. Only after all conditions of the resource consent have been met, will the council issue a letter confirming compliance on request of the consent holder.*
	LUC60464167 **For activities including general earthworks and riparian vegetation clearance pursuant to Section 9(2) of the Resource Management Act 1991**
	General earthworks
~~LUC01~~04	**Restrict earthworks to the earthworks season:** No earthworks on the subject site must be undertaken between 01 May and 30 September in any year, without the submission of a '*Request for winter works'* for approval to Council. No works must occur until written approval has been received from Council. All winter works will be re-assessed monthly or as required to ensure that adverse effects are not occurring in the receiving environment and approval may be revoked by Council upon written notice to the consent holder. ***Advice Note:*** *Any 'Request for winter works' submitted in accordance with condition ~~LUC01~~ 04 will be assessed on the level of risk, the propensity to manage that risk with contingency planning and a 'track record' of good compliance with consent requirements. Each 'Request for winter works' submitted, should include the following:* • *Description of works proposed to be undertaken between 01 May and 30 September and the duration of those works.* • *Details of proposed measures to prevent sediment discharge from these specific works, particularly during periods of heavy rainfall.* • *Details of area(s) already stabilised.* • *Revised erosion and sediment control plan detailing stabilisation to date and time line/staging boundaries showing proposed progression of stabilisation.* • *Location of treatment devices, sequencing/staging of works, monitoring of Erosion and Sediment Controls, long term and short term Erosion and Sediment Controls and stabilisation measures.* • *Contact details for contractor who will undertake stabilisation of the site including date(s) expected on site.* • *Alternatives/contingencies proposed if the contractor referred to above becomes unavailable.* • *Details of site responsibilities, specifically who is responsible for erosion and sediment controls and stabilisation processes over the specified period.*
~~LUC02~~05	**Advanced notification that earthworks will be beginning on site**

	The Council must be notified at least five (5) working days prior to earthwork activities commencing on the subject site.
~~LUC03~~06	**Ensure dust does not cause adverse effects** There must be no airborne or deposited dust beyond the subject site as a result of the earthworks activity, that is noxious, offensive or objectionable. ***Advice Note:*** *In accordance with this condition ~~LUS03~~ in order to manage dust on the site, consideration should be given to adopting the following management techniques:* • *stopping of works during high winds* • *watering of access tracks, stockpiles and manoeuvring areas during dry periods* • *grassing or covering of stockpiles* • *positioning of access tracks, manoeuvring areas and stockpiles or the staging of works (in relation to sensitive receptors such as dwellings)* *In assessing whether the effects are noxious, offensive or objectionable, the following factors will form important considerations:* • *The frequency of dust nuisance events* • *The intensity of events, as indicated by dust quantity and the degree of nuisance* • *The duration of each dust nuisance event* • *The offensiveness of the discharge, having regard to the nature of the dust* • *The location of the dust nuisance, having regard to the sensitivity of the receiving environment.* *It is recommended that potential measures as discussed with the council's monitoring officer who will guide you on the most appropriate approach to take. Please contact the Council on [monitoring@aucklandcouncil.govt.nz and/or ~~phone number~~ or 09 301 01 01] for more details. Alternatively, please refer to the Ministry for the Environment publication "Good Practice Guide for Assessing and Managing the Environmental Effects of Dust Emissions"*
~~LUC04~~07	**Sediment/erosion control in accordance with a certified plan** Prior to the commencement of earthworks activity on the subject site, a finalised Erosion and Sediment Control Management Plan (ESCP) must be prepared in general accordance with: (a) Erosion and Sediment control Guide for Land Disturbing Activities in the Auckland Region – GD05; (b) the ESCP outlined within Section 5.6 and Appendix F of the Report titled "Extension of Pipes at Watercourses – Engineering Design Report" prepared by Aurecon, dated 26 March 2026. The ESCP must address the following matters: (c) specific erosion and sediment control works (location, dimensions, capacity) (d) supporting calculations and design drawings (e) catchment boundaries and contour information (f) details of construction methods (g) timing and duration of construction and operation of control works (in relation to the staging and sequencing of earthworks) (h) details relating to the management of exposed areas (e.g. grassing, mulching) (i) Location of stockpiles, ensuring that sediment or material excavated from the bed of the stream is stockpiled outside the very high or high flood hazard areas.

	(j) monitoring and maintenance requirements. The finalised ESCP must be submitted to Council for certification confirming that it addresses the requirements of this condition, prior to commencement of earthworks activity. The ESCP may be amended at any time. Any minor amendments must be agreed to in writing by Council prior to implementation of any changes. Re-certification is not required if Council confirms those minor amendments are within scope of the certified ESCP.
~~LUC05~~08	**Ensure the quality of fill used on the site is acceptable** All imported fill used must: (a) comply with the definition for 'cleanfill material' in the Auckland Unitary Plan (Operative in Part) – (Chapter J1 Definitions) as it is defined at the commencement of consent. (b) be solid material of a stable, inert nature; and (c) not contain hazardous substances or contaminants above recorded natural background levels of the site.
~~LUC06~~09	**Ensure controls are in place until approved to be removed** Notice must be provided to the Council at least two (2) working days prior to the removal of any erosion and sediment control works specifically required by the Erosion and Sediment Control Plan required by LUC04.
~~LUC07~~10	**Staging of earthworks – site management and erosion** The site must be progressively stabilised against erosion at all stages of the earthwork activity, and must be sequenced to minimise the discharge of contaminants to groundwater or surface water in accordance with Erosion and Sediment Control Plan required by ~~LUC04.~~ Condition 07.
~~LUC08~~11	The operational effectiveness and efficiency of any erosion and sediment control measures must be maintained throughout the duration of the earthworks activity, or until the site is permanently stabilised against erosion. A record of any maintenance work must be kept and be supplied to Auckland Council upon request in accordance with the certified Erosion and Sediment Control Plan required by ~~LUC04.~~ Condition 07.
~~LUC09~~12	**Manage erosion if work stopped/completed** Immediately upon completion or abandonment of earthworks on the subject site authorised by this consent, all areas of bare earth must be permanently stabilised against erosion. ***Advice Note:*** *In accordance with " GD05 Erosion and Sediment Control Guide for Land Disturbing Activities in the Auckland region" , measures to stabilise against erosion may include:* • *the use of mulching* • *top-soiling and grassing of otherwise bare areas of earth* • *aggregate or vegetative cover that has obtained a density of more than 80% of a normal pasture sward* • *natural fibre for a stream channel.*
~~LUC10~~13	**Prevent sediment-laden water in stormwater/ waterways from roads** Earthworks must be managed to avoid deposition of earth, mud, dirt or other debris on any public road or footpath resulting from earthworks activity on the subject site. In the event that such deposition does occur, it must immediately be removed. In no instance must roads or footpaths be washed down with water without appropriate erosion and sediment control measures in place to prevent contamination of the stormwater drainage system, watercourses or receiving waters.

	Advice Note: *In order to prevent sediment laden water entering waterways from the road, the following methods may be adopted to prevent or address discharges should they occur:* • *provision of a stabilised entry and exit(s) point for vehicles* • *provision of wheel wash facilities* • *ceasing of vehicle movement until materials are removed* • *cleaning of road surfaces using street-sweepers* • *silt and sediment traps* • *catchpits or environpods* *In no circumstances should the washing of deposited materials into drains be advised or otherwise condoned.* *Please refer to " GD05 Erosion and Sediment Control Guide for Land Disturbing Activities in the Auckland region".*
~~LUC11A~~14	**Pumping & Dewatering Management Plan (PDMP)** Prior to the commencement of earthworks activity on the subject site, a Pumping & Dewatering Management Plan (PDMP) must be submitted to Council. The PDMP must include as a minimum: (a) Dewatering management procedures for any dewatering of sediment laden water accumulated within excavations at the site; (b) Details to confirm how a clarity of 100mm or greater (GD05 dewatering standards) will be achieved for any accumulated sediment laden runoff that is pumped and dewatered from the site's excavation, prior to its discharge off site; and (c) Monitoring & maintenance requirements. The finalised PDMP must be submitted to Council for certification confirming that it addresses the requirements of this condition. All dewatering activities undertaken throughout the duration of earthworks at the Site, must be undertaken in accordance with the certified Pumping & Dewatering Management Plan. ***Advice Note:*** *In the event that minor amendments to the PDMP are required, any such amendments must be limited to the scope of this consent. Any minor amendments should be provided to the Council prior to implementation to confirm that they are within the scope of this consent.*
~~LUC11B~~15	**Chemical Treatment Management Plan (ChTMP)** Prior to the commencement of earthworks activity at the site, if a chemical treatment system is proposed to be used, a Chemical Treatment Management Plan (ChTMP) must be submitted to the Council. The plan must include as a minimum: (a) Specific design details of a chemical treatment system based on a pumped and/or batch dosing methodology for any secondary sediment treatment devices utilised throughout the duration of earthworks at the Site; (b) Monitoring, maintenance (including post storm) and contingency programme (including a record sheet); (c) Details of optimum dosage (including assumptions); (d) Results of initial chemical treatment trial; (e) A spill contingency plan; and

	(f) Details of the person or bodies that will hold responsibility for long term operation and maintenance of the chemical treatment system and the organisational structure which will support this system. The finalised ChTMP must be submitted to Council for certification confirming that it addresses the requirements of this condition. All secondary treatment devices utilised throughout the duration of earthworks at the site, must be chemically treated in accordance with the certified Chemical Treatment Management Plan.
	Riparian vegetation clearance
~~LUC12~~16	**Ecological Management Plan** Vegetation clearance at watercourses 1 and 2, and as identified as "vegetation to be removed" on the Location of Watercourse works Plan, prepared by Boffa Miskell dated 11 March 2026, must be undertaken in accordance with the Ecological Management Plan (EcMP) prepared by Boffa Miskell and dated 26 March 2026~~,~~. The EcMP may be amended at any time by a suitably qualified and experienced ecologist. Any minor amendments must be agreed to in writing by Council prior to implementation of any changes. Re-certification is not required if Council confirms those minor amendments are within scope of the approved or certified EcMP.
~~LUC14~~17	**Ecological offsetting and compensation planting (for loss of Watercourses 1 and 2 and riparian vegetation)** The consent holder must implement the following in accordance with the Landscape Mitigation and Ecology Enhancement Plan (LMEEP), prepared by Boffa Miskell, dated ~~30 July 11 March~~ 2026: (a) Plant the following areas: (i) Watercourse compensation planting (1.6 ha) (ii) Watercourse offset planting (1.05 ha) (iii) Wetland compensation planting (0.28 ha) (b) Provide fish passage by replacing the western culvert and introducing fish passage structures at the eastern culvert outlet, at Watercourse 6 within the Auckland Prison site, in accordance with Condition ~~LUC16.~~19. The above planting must be implemented and maintained (including pest and weed management and control) in general accordance with the Landscape and Ecological Implementation and Management Plan (LEIMP) prepared by Boffa Miskell, dated 26 March 2026 (or any subsequent updated LEIMP prepared by a suitably qualified and experienced ecologist or landscape architect, and certified by Auckland Council). Re-certification is not required if Council confirms minor amendments are within scope of the approved LEIMP and any changes to the LEIMP are clearly identified.
~~LUC15~~18	All ecological offset and ecological compensation planting must be completed prior to the ~~loss~~ removal of vegetation surrounding Watercourse 1 and 2. The replacement plants must be eco-sourced.
~~LUC16~~19	**Watercourse 6 Culverts** Prior to completion of reclamation of the 124m length of Watercourse 1, the western culvert at watercourse 6 (abutting the land at 43 Merewhira Road and shown on the LMEEP) must be upgraded and designed to ensure the following matters are addressed: (a) the total length of the replacement culvert structure will not exceed 10m measured parallel to the direction of water flow (b) conveyance of stormwater during the 100 year ARI event without: (i) materially increasing flood levels up stream or downstream of the structure; and

Commented [JC5]: Replaced reference to latest LMEEP plan submitted with Section 55 report, and that forms Figure C of the designation conditions set, for consistency. It is noted that the location or extent of watercourse compensation and offset areas have not changed since the earlier version dated 11 March 2026.

Commented [JC6]: Amendment to refer to 'general accordance' for consistency with condition 01(a).

Formatted: Font: Not Italic

Formatted: Font: Not Italic

Commented [JC7]: Corrections notes that the requirement for culvert to be designed "without significantly increasing flood levels" accordance with Standard E3.6.1.18 of the Auckland Unitary Plan, reads:

(2) The 1 per cent annual exceedance probability (AEP) flood shall be accommodated by the structure and/or by an overland flow path without significantly increasing flood levels up stream or downstream of the structure.

It not hydraulically possible to install a culvert and guarantee absolutely no increase in flood levels upstream or downstream under all flow conditions so the existing wording proposed by the panel is not achievable.

Corrections proposes the alternative wording to provide assurance the replacement culvert will not increase inundation of buildings on other properties and must not *materially* increase flood levels up stream and downstream of the structure.

The Design Statement submitted to Council under this condition will include detailed flood modelling to demonstrate how this requirement will be met, including for the property at 81 Sanders Road where the existing garage is partially within the flood plain, but where flood mitigation or increase in conveyance of the Sanders Road South culvert (if necessary) can be implemented to achieve compliance with Condition 19(b). Healthy Waters review of the flood modelling submitted with the Design Statement and detailed design plans for the western culvert will form part of the certification process.

	(ii) increasing inundation of buildings on other properties in rainfall events up to and including the 1 per cent annual exceedance probability (AEP). (c) the structure must not prevent the passage of fish upstream and downstream, except that temporary restrictions to fish passage may occur in to enable construction work to be carried out; (d) the structure must not cause more than minor bed erosion, scouring or undercutting immediately upstream or downstream. In addition, the outlet of the eastern culvert abutting Merewhira Road (shown on the LMEEP) must be improved to provide fish passage. Plans detailing the design of the replacement culvert at the western end of Watercourse 6, and fish passage structure at the eastern outlet of Watercourse 6 (abutting Merewhira Road), together with associated remediation structures must be provided to Council for written certification confirming that the design addresses the requirements of this condition ~~(LUC16)~~19 prior to commencement of the reclamation works within ~~of~~ watercourse 1. ***Advice Note:*** • *Culvert improvements should be aligned with New Zealand Fish Passage Guidelines (NIWA 2024).* • *Hydraulic modelling for culvert design is to be based on the assumption that the culverts are functioning as designed and are free of blockage, consistent with accepted engineering practice.*
	LUS60464168 **For Watercourse works - including stream diversion and reclamation and associated works within a stream under the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 and pursuant to Sections 13 and 14 of the Resource Management Act 1991.**
~~LUS01~~20	Prior to the commencement of watercourse works activity on the subject site, a finalised watercourse works methodology must be submitted to Council. The finalised watercourse works methodology must be prepared in general accordance with the application documents (including Section 5 of the Report titled "Extension of Pipes at Watercourses - Engineering Design Report" prepared by Aurecon, dated 26 March 2026), and in accordance with Auckland Council's Guideline Document 2016/005 *Erosion and Sediment Control Guide for Land Disturbing Activities in the Auckland Region* (GD05) and must include, but is not limited to: (a) specific erosion and sediment control works for the watercourse works; (b) management of contaminants to water (e.g. hydrocarbons, construction materials); (c) methodology for diverting upstream flows during the watercourse works, including how sufficient flow will be maintained at all times below the site of the works to maintain in-stream biota; (d) details of construction methods; (e) supporting calculations and design drawings; (f) monitoring and maintenance requirements; (g) details relating to the management of exposed areas (e.g. grassing, mulching, geotextile); (h) details of final streambed remediation or stabilisation upon completion of stream works. The finalised watercourse works methodology must be submitted to Council for certification confirming that it addresses the requirements of this condition. The watercourse works methodology may be amended at any time. Any minor amendments must be agreed to in writing by Council prior to implementation of any changes. Re-certification is not required if

Formatted: Font: Font color: Auto, Not Highlight

Commented [JC8]: Suggested new advice note, to be inserted if Expert Panel adopts the 200mm threshold for clause (b). The purpose is to provide guidance and certainty on assumptions for hydraulic modelling, so the 200mm threshold, if inserted, does not unnecessarily constrain Corrections. Council will be certifying that the design of the western culvert meets the requirements under condition LUC16, and we want to avoid risk of design assumptions being challenged.

Formatted: Font: Not Bold, Italic

Formatted: Font: Not Bold, Italic

Formatted: Font: Not Bold, Italic

Formatted: Font: Not Bold, Italic

Formatted: Font: Not Bold, Italic

Formatted: Font: Not Bold, Italic

Formatted: Font: Not Bold, Italic

	Council confirms those minor amendments are within scope of the certified watercourse works methodology. ***Advice Note:*** *The finalised Watercourse Works Methodology may be included and incorporated into the site's Erosion and Sediment Control Plan. In the event that minor amendments to either the Watercourse Works Methodology or the Erosion and Sediment Control Plan are required, any such amendments should be limited to the scope of this consent. Any minor amendments should be provided to Auckland Council prior to implementation to confirm that they are within the scope of this consent.*
~~LUS02~~21	**Native Fish Capture and Relocation Plan** The works that are the subject of the consent application must be undertaken in accordance with the Native Fish Capture and Relocation Plan, prepared by Boffa Miskell, dated 26 March 2026 and contained within the EcMP. The Native Fish Capture and Relocation Plan may be amended at any time by a suitably qualified and experienced ecologist. Any minor amendments must be agreed to in writing by Council prior to implementation of any changes. Re-certification is not required if Council confirms those minor amendments are within scope of the ~~certified~~ approved Native Fish Capture and Relocation Plan.
~~LUS03~~22	**Ecological offsetting and compensation planting (for loss of Watercourses 1 and 2 and riparian vegetation):** The consent holder must implement the following in accordance with the Landscape Mitigation and Ecology Enhancement Plan (LMEEP), prepared by Boffa Miskell, dated ~~11 March~~30 July 2026~~, Rev D~~: (a) Plant the following areas: (i) Watercourse compensation planting (1.66 ha) (ii) Watercourse offset planting (0.94 ha) (iii) Wetland compensation planting (0.28 ha) (b) Provide fish passage by replacing the western culvert and introducing fish passage structures at the eastern culvert outlet, at Watercourse 6 within the Auckland Prison site, in accordance with Condition ~~LUC16~~19. The above planting must be implemented and maintained (including pest and weed management and control) in general accordance with the Landscape and Ecological Implementation and Management Plan (LEIMP) prepared by Boffa Miskell, dated 26 March 2026 (or any subsequent updated LEIMP prepared by a suitably qualified and experienced ecologist or landscape architect, and certified by Auckland Council). Re-certification is not required if Council confirms minor amendments are within scope of the approved LEIMP and any changes to the LEIMP are clearly identified.
~~LUS04~~23	All ecological offset and ecological compensation planting must be completed prior to the removal of vegetation surrounding Watercourse 1 and 2. The replacement plants must be eco-sourced.
~~LUS06~~24	During any periods of flow greater than the capacity of the diversion, up to the 100 year flood event, a stabilised flow path, in accordance with Auckland Council's Guidance Document: *Erosion and Sediment Control Guide for Land Disturbing Activities in the Auckland region* (GD05) must be provided. Any stabilised flow path must be designed and implemented to ensure: (a) no scour or erosion occurs; (b) no sediment is generated or discharged to water; and (c) flows pass safely around or through the area of works, with minimum nuisance and damage to infrastructure and properties from obstruction of flows or flood debris.
~~LUS07~~25	**On-site works methodology**

Commented [JC9]: Replaced reference to latest LMEEP plan submitted with Section 55 report, and that forms Figure C of the designation conditions set, for consistency. It is noted that the location or extent of watercourse compensation and offset areas have not changed since the earlier version dated 11 March 2026.

Commented [JC10]: Added these words for consistency with other conditions.

	All machinery must be operated in a way, which ensures that spillages of fuel, oil and similar contaminants are prevented, particularly during stabilisation and machinery servicing and maintenance. Refuelling and lubrication activities must be carried out in areas that are not within the bed of any water body, and such that any spillage can be contained so it does not enter the watercourses associated with these consents. The use of grouts and concrete products must also be limited adjacent to the watercourse with all mixing of products carried out outside the very high or high flood hazard areas such that any spillage can be contained so it does not enter the watercourses associated with these consents.
~~LUS08~~26	The consent holder must ensure that all machinery operates from the stream banks at all times. No machinery must enter the wetted cross section of a watercourse at any time.
~~LUS09~~27	The works within watercourse channels must only occur during periods when all flows, normal for the time of year the works are undertaken can be diverted around the area of works (and managed in accordance with Condition ~~LUS06~~24).
~~LUS10~~28	**Seasonal restrictions and monitoring** Notwithstanding condition ~~LUS09~~ 29 above, ~~no~~ watercourse works on the subject site must not be undertaken between the following time periods without a 'winter works' approval from Council: (a) 1 May and 30 September in any year as it relates to watercourse 1; (b) 1 May and 30 October in any year, as it relates to watercourse 2, ***Advice Note:*** *Any 'Request for winter works' will be assessed against criteria in line with the information required to assess a comprehensive application. Principally that will focus on the level of risk, the propensity to manage that risk with contingency planning and a 'track record' of good compliance with consent conditions. Each 'Request for winter works' submitted, should include the following:* • *Description of works proposed to be undertaken between 30 April and 1 October and the duration of those works;* • *Details of proposed measures to prevent sediment discharge from these specific works, particularly during periods of heavy rainfall;* • *Details of area(s) already stabilised;* • *Revised erosion and sediment control plan detailing stabilisation to date and timeline/staging boundaries showing proposed progression of stabilisation;* • *Contact details for contractor who will undertake stabilisation of the site including date(s) expected on site;* • *Alternatives/contingencies proposed if the contractor referred to above becomes unavailable; and* • *Details of site responsibilities, specifically who is responsible for erosion and sediment controls and stabilisation processes over the specified period.*
	DIS60464169 **To authorise stormwater diversion and discharge from new outfall structures at Watercourse 1 and 2 pursuant to Sections 9(2), 14, 15 of the Resource Management Act 1991**
29	**Duration of consent** Stormwater diversion and discharge permit DIS60464169 shall expire in 35 years, on 6 October 2061, unless it has lapsed, been surrendered or been cancelled at an earlier date.
~~DIS04~~30	**Certification of stormwater management works (As-built plans)**

Commented [JC11]: Suggested minor improvement to condition wording

Formatted: Font: (Default) Times New Roman

Formatted: Font: (Default) Times New Roman

Commented [JC12]: Amendment for consistency with the table at the start of the conditions set.

Commented [JC13]: Auckland Council has suggested that for administrative purposes, this condition is re-instated so they can track the expiry dates in their system consistent with approach to other discharge permits. Corrections is comfortable with this approach.

Formatted: Font: Not Bold

	As-Built plans of the new outfall structures, which are certified (signed) by a suitably qualified registered surveyor as a true record of the stormwater management system, must be provided to the Council upon completion of the works. The As-Built plans must display the new outfall structures, and must include: (a) the surveyed location (to the nearest 0.1m) and level (to the nearest 0.01m) of the discharge structure, with co-ordinates expressed in terms of NZTM and LINZ datum; (b) documentation of any discrepancies between the design plans and the As-Built plans.
~~DIS06~~31	**Operation and Maintenance ~~Plan~~** The stormwater outfalls authorised by this consent must be operated and maintained to ensure that: (a) the outfall structures remain free of blockages and excessive debris, (b) the outfall structures continue to function as designed, and do not cause erosion, scour, sediment accumulation, or other adverse environmental effects; and (c) watercourse 1 and 2 are clear from obstructions, erosion or hazards to safety.
	DIS60469034 **For discharge of contaminants from contaminated land pursuant to Section 15 of the Resource Management Act.** **LUC60464167** **For activities including earthworks on contaminated land under the Resource Management (National Environmental Standards for Assessing and Managing Contaminants in Soil to Protect Human Health) Regulations 2011, pursuant to Section 9(1) of the Resource Management Act 1991.**
~~DIS12~~32	**Earthworks and Contamination Management Plan** Works must be undertaken in general accordance with the Earthworks and Contamination Management Plan (ECMP) prepared by Aurecon dated 26 March 2026 (or any subsequent updated ECMP prepared by a suitably qualified and experienced practitioner, and certified by Auckland Council). The ECMP may be amended at any time by a suitably qualified and experienced professional. Any minor amendments must be agreed to in writing by Council prior to implementation of any changes. Re-certification is not required if Council confirms those minor amendments are within scope of the certified ECMP.
~~DIS13~~33	**Works Completion Report** Within three months of the completion of the Works, a Works Completion Report (WCR) must be submitted to the Council for review and certification. The WCR must contain sufficient detail to address the information in Table 9 of the ECMP include the following matters: (a) A summary of the works undertaken, including the location and dimensions of the excavations carried out and the volume of soil excavated; (b) Conditions of the final site contamination profile, including details and results of any validation testing undertaken (with a map of sampling locations and tabulated sampling results) and interpretation of the results in the context of the NES:CS and the AUP(OP); ~~for the proposed lot~~; (c) Records/evidence of the appropriate disposal for any material removed from the site; (d) Records of any unexpected contamination encountered during the works and response actions, if applicable; (e) Any on-going monitoring and/or management measures required to minimise risks to human health or the environment as a result of the final site contamination profile.

Formatted: Font: 9 pt

Formatted: Font: 9 pt

Commented [JC14]: Deleted "for the proposed lot" because subdivision is not part of the proposal.

	(f) Reports of any complaints, health and safety incidents related to contamination, and/or contingency events during the remedial works; and (g) A statement certifying that all works have been carried out in accordance with the requirements of the consent, otherwise providing details of relevant breaches, if applicable.